IN THE HIGH COURT OF UTTARANCHAL
AT NAINITAL
ORIGINAL JURISDICTION

Dated: Nainital: the 29th day of October 2005

Bail Application No. 1006 of 2005

Order on the bail application of accused

CRIMINAL SIDE

Malkeet Singh S/o Charan Singh
R/o Village Itauwa
P.S. Nanakmatta
District Udham Singh Nagar …Applicant

Versus

State of Uttaranchal …Opposite Party

Arising out of Case Crime No. 378 of 2005
Under Sections 302 and 201 I.P.C.
P.S. Nanakmatta,
District Udham Singh Nagar

By the court

Hon'ble B.C. Kandpal, J.

The applicant has applied for bail in case crime No. 378 of 2005 under Sections 302 and 201 I.P.C., P.S. Nanakmatta, District Udham Singh Nagar.

Heard Sri K.S. Bora, learned counsel for the applicant, learned A.G.A. and perused the record.

The only evidence against the applicant is that of last seen in the company of the deceased. The order evidence i.e. the extra judicial confession as well as the recovery of the dead body and *Gandasa* on the pointing out of the applicant is concerned that does not appear to be clinching at this stage.

Co-accused Satnam Singh and Santok Singh have already been granted bail by this Court.

Having considered the aforesaid facts and circumstances of the case, I think, it would be just and proper to release the applicant on bail at this stage.

Let the applicant Malkeet Singh be released on bail on his executing a personal bond and furnishing two sureties each in the like amount to the satisfaction of Magistrate concerned.

(B.C. Kandpal, J.)

29.10.2005
ASWAL